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[11245/46117]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ihor R. LEMISCHKA  
Serial No. : 09/919,408  
Filed : July 31, 2001  
For : METHOD FOR ISOLATING CELLS EXPRESSING FLK-2 RECEPTORS AND ISOLATED POPULATIONS OF CELLS THAT EXPRESS FLK-2 RECEPTORS (AS AMENDED)  
Examiner : P. Gambel  
Group Art Unit : 1644

Assistant Commissioner  
for Patents  
Washington D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on

Date: October 29, 2001

Reg. No. 42,226

Signature:

*Elizabeth M. Wieckowski*  
Elizabeth M. Wieckowski

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TRANSMITTAL

S I R:

Transmitted herewith for filing in the above-identified application is an Amendment in response to the October 15, 2001 Notice of Non-Compliant Amendment (37 C.F.R. 1.121).

It is respectfully submitted that no fee is required. However, if any fee is required, please use Deposit Account No. 11-0600. A copy of this sheet is enclosed for this purpose.

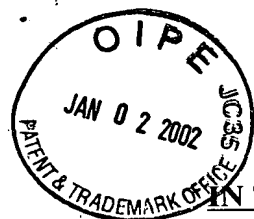
Respectfully submitted,

KENYON & KENYON

Dated: October 29, 2001

By: *Elizabeth M. Wieckowski*  
Elizabeth M. Wieckowski  
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**PATENT**  
Docket No. 11245/46117

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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Inventor : Lemischka, Ihor R.  
Serial No. : 09/919,408  
Filing Date : July 31, 2001  
For : METHOD FOR ISOLATING CELLS EXPRESSING  
FLK-2 RECEPTORS AND ISOLATED  
POPULATIONS OF CELLS THAT EXPRESS FLK-2  
RECEPTORS  
Examiner : Gambel, P.  
Art Unit : 1644

Assistant Commissioner for Patents  
Washington D.C. 20231

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D.C. 20231, on

Date Oct 29, 2001 Atty's Reg. # 42,226

Atty's Signature Elizabeth M. Wickham  
KENYON & KENYON

**PRELIMINARY AMENDMENT**

SIR:

This Preliminary Amendment is submitted in response to a Notice of Non-Compliant Amendment (37 C.F.R. 1.121) dated October 15, 2001. A response is due one month from the mail date of the Notice, i.e. November 15, 2001. Accordingly, Applicant is timely submitting this Preliminary Amendment in the format required under 37 C.F.R. § 1.121 together with a marked-up version of the replacement paragraphs/sections. Applicant believes that no fee is required.

Please amend the above-identified application as follows:

**In the Title**